

## **MINUTES**

### **MONTANA SENATE 59th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON NATURAL RESOURCES**

00:00:06

**Call to Order:** By **SEN. GLEN ROUSH**, on March 2, 2005 at 3:00 P.M., in Room 405 Capitol.

#### **ROLL CALL**

##### **Members Present:**

Sen. Glenn Roush, Chairman (D)  
Sen. Aubyn Curtiss (R)  
Sen. Kelly Gebhardt (R)  
Sen. Dan Harrington (D)  
Sen. Greg Lind (D)  
Sen. Gary L. Perry (R)  
Sen. Bill Tash (R)  
Sen. Ken Toole (D)  
Sen. Mike Wheat (D)

##### **Members Excused:**

**Members Absent:** None.

**Staff Present:** Peg Holwick, Committee Secretary  
Krista Lee Evans, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

##### **Committee Business Summary:**

Hearing & Date Posted: HB 178, 2/24/2005; HB 144,  
2/24/2005; HJ 3, 2/24/2005; HB  
185, 2/24/2005  
Executive Action: HJ 3,  
HB 178(started, motion withdrawn),  
HB 185,  
HB 144(started, motion withdrawn)

00:00:06

**Committee Business:**

**EXHIBIT**(nas46a01)

00:18:52

**SEN. KEN TOOLE** assumed the chair.

**HEARING ON HB 178**

00:19:31

**Opening Statement by Sponsor:**

**REP. JANNA TAYLOR (R)**, HD 11, opened the hearing on **HB 178**,  
Revise water use act.

**Proponents' Testimony:**

00:22:58

**Terry McLaughlin**, Water Rights Bureau, Department  
of Natural Resources (DNRC)

**EXHIBIT**(nas46a02)

**Opponents' Testimony:**

**Informational Testimony:**

00:24:36

**Questions from Committee Members and Responses:**

00:26:23

**Closing by Sponsor:**

**HEARING ON HB 144**

00:26:43

**Opening Statement by Sponsor:**

**REP. CHRISTINE KAUFMANN (D)**, HD 81, opened the hearing on **HB 144**,  
Revise integrated waste management act.

**Proponents' Testimony:**

00:29:28            Art Compton, Department of Environmental Quality  
                      (MDEQ)

[EXHIBIT](#)(nas46a03)

Opponents' Testimony:

Informational Testimony:

00:31:40

Questions from Committee Members and Responses:

00:34:01

Closing by Sponsor:

HEARING ON HJ 3

00:34:42

Opening Statement by Sponsor:

REP. VERDELL JACKSON (R), HD 6, opened the hearing on **HJ 3**, Urge negotiations for availability and cost of water stored in Hungry Horse dam.

Proponents' Testimony:

00:38:01            Hal Harper, Governor's Policy Advisor

00:38:33            Gerald Mueller, Clark Fork Basin Task Force

[EXHIBIT](#)(nas46a04)

00:43:17            Rich Moy, DNRC

[EXHIBIT](#)(nas46a05)

00:45:28            Holy Franz, PPL Montana

00:45:34            Tom Ezra, Attorney

Opponents' Testimony:

Informational Testimony:

00:46:08

Questions from Committee Members and Responses:

00:49:23

**Closing by Sponsor:**

00:49:35 Break  
00:56:43 Resume

**HEARING ON HB 185**

00:56:43

**Opening Statement by Sponsor:**

REP. CHRISTOPHER HARRIS (D), HD 66, opened the hearing on HB 185, Authorize joint state-federal holding of reclamation bonds.

**Proponents' Testimony:**

00:59:31 Warren McCullough, Chief of DEQ's Environmental Management Bureau, which administers the Metal Mine Reclamation Act.

**EXHIBIT** (nas46a06)

01:02:52 Don Allen, Western Environmental Trade Association (WETA)

**Opponents' Testimony:**

**Informational Testimony:**

01:04:00

**Questions from Committee Members and Responses:**

01:05:15

**Closing by Sponsor:**

**EXECUTIVE ACTION ON HJ 3**

01:05:15

**Motion/Vote:** SEN. TOOLE moved that HJ 3 BE CONCURRED IN. Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON HB 178**

01:06:29

**Motion:** SEN. TOOLE moved that HB 178 BE CONCURRED IN.

**Discussion:**

01:06:29           Committee members requested more time to review  
the bill before taking executive action.

01:07:00

**Motion withdrawn.**

**EXECUTIVE ACTION ON HB 185**

01:07:06

**Motion/Vote:**   SEN. TOOLE moved that HB 185 BE CONCURRED IN.

**Motion carried unanimously by voice vote.**

**EXECUTIVE ACTION ON HB 144**

01:07:24

**Motion:**   SEN. TOOLE moved that HB 144 BE CONCURRED IN.

**Discussion:**

01:07:42   Committee members requested more time to review the  
bill before taking executive action.

01:08:00

**Motion withdrawn.**

01:10:35

**ADJOURNMENT**

Adjournment: 4:16.M.

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SEN. GLENN ROUSH, Chairman

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PEG HOLWICK, Secretary

GR/ph

Additional Exhibits:

**EXHIBIT ([nas46aad0.PDF](#))**